

JUDGE RONALD B. LEIGHTON



05-CR-05822-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JARDONALD MOSELY,

Defendant.

NO. CR05-5822

ORDER GRANTING STIPULATED
MOTION TO CONTINUE TRIAL
DATE

Based on the stipulated motion of the parties to continue the trial date, and the affidavit of defense counsel in support of the motion, the Court makes the following findings of fact and conclusions of law:

1. The ends of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

2. Proceeding to trial absent adequate time for the defense to prepare would result in a miscarriage of justice. 18 U.S.C. §3161(h)(8)(B)(i).

3. The defense needs additional time to explore issues of some complexity, including all relevant issues and defenses applicable to the case, which would make it unreasonable to expect adequate preparation for pretrial proceedings or for trial itself within the time limits established by the Speedy Trial Act and currently set for this case. 18 U.S.C. § 3161(h)(8)(B)(ii).

ORDER GRANTING STIPULATED MOTION
TO CONTINUE TRIAL DATE
United States v. Jardonald Mosely; CR05-5822RBL

FEDERAL PUBLIC DEFENDER
1331 Broadway, Ste. 400
Tacoma, Washington 98402
(253) 593-6710

1 4. Taking into account the exercise of due diligence, a continuance is necessary
2 to allow the defendant the reasonable time for effective preparation his defense. 18
3 U.S.C. § 3161(h)(8)(B)(iv).

4 NOW, THEREFORE,

5 IT IS HEREBY ORDERED that the trial date is continued from January 17, 2006
6 to April 3, 2006, at 9:30 am. The resulting period of delay from January
7 17, 2006, to April 3, 2006, is hereby excluded for speedy trial purposes under 18
8 U.S.C. § 3161(h)(8)(A) and (B).

9 Pre-trial conference shall be on March 28, 2006, at 9 am/pm.

10 DONE this 11th day of January, 2006.


11 

12 JUDGE RONALD B. LEIGHTON
13 UNITED STATES DISTRICT JUDGE

14 Presented By:

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16
17 /s/ Colin A. Fieman
18 Colin A. Fieman
Attorney for Defendant

/s/ Kent Liu
Kent Liu
Assistant United States Attorney

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20 *Oral Argument on Suppression Motion*
21 *is reset to March 23, 2006 @ 9:00 am.* 
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